

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 \* \* \*

4 ANTONIO LUIS FREIRE,

5 Plaintiff,

6 v.

7 LAS VEGAS METROPOLITAN POLICE  
8 DEPARTMENT, *et al.*,

9 Defendants.

Case No. 2:17-cv-01558-APG-NJK

**ORDER ON REPORT AND  
RECOMMENDATION**

(ECF Nos. 4,5)

10 On July 3, 2017, Magistrate Judge Koppe entered a report and recommendation that I (1)  
11 dismiss the complaint with prejudice because the plaintiff's allegations are frivolous and  
12 delusional. ECF No. 5. She also recommends his application to proceed in forma pauperis be  
13 denied as moot. *Id.* Plaintiff Antonio Freire did not file an objection. Thus, I am not obligated to  
14 conduct a de novo review of the report and recommendation. 28 U.S.C. § 636(b)(1) (requiring  
15 district courts to "make a de novo determination of those portions of the report or specified  
16 proposed findings to which objection is made"); *United States v. Reyna-Tapia*, 328 F.3d 1114,  
17 1121 (9th Cir. 2003) (en banc) ("the district judge must review the magistrate judge's findings  
18 and recommendations de novo *if objection is made*, but not otherwise" (emphasis in original)).

19 IT IS THEREFORE ORDERED that Judge Koppe's report and recommendation (ECF  
20 No. 5) is accepted, the complaint (ECF No. 1-1) is dismissed with prejudice, and the application  
21 to proceed in forma pauperis (ECF No. 4) is denied as moot. The clerk of court is instructed to  
22 close this case.

23 DATED this 2nd day of August, 2017.

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27 ANDREW P. GORDON  
28 UNITED STATES DISTRICT JUDGE